## BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

In the Matter of the Application of)

MERLIN L. PETERS, dba G. P. SERVICE

DOCKET NO. 04-0183

To Sell, Lease, Assign, Mortgage or)
Otherwise Dispose of, or Encumber )
The Whole or Any Part of Its )
Property, Certificate, or Permit. )

ORDER NO. 21403

Filed 0 t. t , 2004 At \_\_\_\_\_ o'clock p .M.

Chief Clerk of the commission

OF CONSUMER ALYCCAC CONSUMER ALYCCAC CONSUMER AFFAIRS

ATTEST: A True Copy
KAREN HIGASHI
Chief Clerk, Public Utilities
Commission, State of Hawaii.

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Docket No. 04-0183 Order No. 21403

## <u>ORDER</u>

On July 27, 2004, MERLIN L. PETERS, dba G. P. SERVICE ("Transferor"), filed an application seeking commission approval to transfer Permit No. 641-P to SOLOMON J. KAHALEWAI, JR. ("Transferee") pursuant to Hawaii Revised Statutes § 271-18. Under Permit No. 641-P, Transferor was authorized to transport concrete and concrete products, sand, aggregate and construction materials on the island of Oahu under contracts with Oahu Block Corporation and Ameron HC&D.

On August 30, 2004, Transferor filed a request to withdraw his application as Transferee submitted an application to the commission seeking authority in the general commodities classification. As Transferee submitted his own application for

¹Transferee filed an application on August 26, 2004, in Docket No. 04-0267, requesting a certificate of public convenience and necessity to operate as a common carrier of property by motor vehicle over irregular routes on the island of Oahu in the general commodities classification.

common carrier authority, the commission finds good cause to grant Transferee's request to withdraw his application.

THE COMMISSION ORDERS that the Transferor's application filed on July 27, 2004 is withdrawn without prejudice, and that this docket is closed.

DONE at Honolulu, Hawaii \_\_\_\_

OCT 7 2004

PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

By Cata & Cal

Carlito P. Caliboso, Chairman

BY MINTAT XIMING

Arxne H. Kimura, Commissioner

Ву\_\_\_

Janet E. Kawelo, Commissioner

APPROVED AS TO FORM:

Benedyne S. Stone Commission Counsel

04-0183.rpr

## CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing  $\underbrace{\text{Order No.}21403}_{\text{Upon}}$  upon the following parties, by causing a copy hereof to be mailed, postage prepaid, and properly addressed to each such party.

DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS DIVISION OF CONSUMER ADVOCACY
P. O. Box 541
Honolulu, HI 96809

MERLIN L. PETERS, dba GP SERVICE 59-610 Maulukua Place Haleiwa, HI 96712

SOLOMON J. KAHALEWAI, JR. 85-1185 Kaneilio Street Waianae, HI 96792

Karen Higaski

DATED: OCT 7 2004